

Adopted	Rejected
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COMMITTEE REPORT

YES:	8
NO:	2

MR. SPEAKER:

*Your Committee on Agriculture and Rural Development, to which was referred House Bill 1780, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 5, line 11, delete "hunting,".
- 2 Page 5, line 19, delete "department" and insert "office of the
- 3 commissioner".
- 4 Page 5, delete lines 27 through 29.
- 5 Page 5, line 30, delete "(13)" and insert "(12)".
- 6 Page 5, line 30, delete "any" and insert "a".
- 7 Page 5, line 32, delete "animal." and insert "**animal, as adopted by**
- 8 **the board.**".
- 9 Page 5, line 33, delete "(14)" and insert "(13)".
- 10 Page 5, line 35, delete "(15)" and insert "(14)".
- 11 Page 5, line 37, delete "(16)" and insert "(15)".
- 12 Page 5, line 40, delete "(17)" and insert "(16)".
- 13 Page 6, line 1, delete "(18)" and insert "(17)".
- 14 Page 6, line 6, delete "commissioner" and insert "**board**".
- 15 Page 6, line 26, delete "public." and insert "**public, subject to**

- 1 **IC 15-2.1-24."**
- 2 Page 6, line 28, delete "hunt,".
- 3 Page 7, line 5, delete "commissioner" and insert "**board**".
- 4 Page 7, line 17, delete "department" and insert "**board**".
- 5 Page 7, line 19, delete "the standards" and insert "**standards**".
- 6 Page 7, line 19, delete "contained in the "Operational Standards".
- 7 Page 7, delete line 20.
- 8 Page 7, line 21, delete "Michigan Department of Agriculture,".
- 9 Page 7, line 22, after "maintenance," insert "**modification**".
- 10 Page 7, line 23, after "chapter." insert "**In addition, the board shall**
- 11 **adopt standards with respect to facilities, records, recovery**
- 12 **protocol for any animals that become released, oversight**
- 13 **responsibilities, and reporting. These standards must be published**
- 14 **in a document entitled "Operational Standards for Registered**
- 15 **Privately Owned Cervidae Facilities", which the board shall make**
- 16 **available electronically on the board's web site."**
- 17 Page 7, line 23, delete "department after" and insert "**board, after**".
- 18 Page 7, line 24, delete "resources and the board" and insert
- 19 "**resources**".
- 20 Page 7, line 33, before "number" insert "**estimated**".
- 21 Page 7, line 36, delete "identification." and insert "**identification, as**
- 22 **required by the board."**
- 23 Page 7, delete line 42.
- 24 Page 8, delete line 1 through 2.
- 25 Page 8, line 3, delete "(8)" and insert "**(7)**".
- 26 Page 8, line 5, delete "commissioner" and insert "**board**".
- 27 Page 8, line 6, delete "resources and the" and insert "**resources**".
- 28 Page 8, delete lines 7 through 14.
- 29 Page 8, line 19, delete "commissioner and the commissioner" and
- 30 insert "**board and the board**".
- 31 Page 8, line 30, delete "identified." and insert "**identified, as**
- 32 **required by the board."**
- 33 Page 8, line 32, delete "department" and inset "**board**".
- 34 Page 8, line 33, delete "The department" and insert "**The board**".
- 35 Page 8, line 33, delete "informal department" and insert "**informal**
- 36 **board**".
- 37 Page 8, line 35, delete "department," and insert "**board, and**".
- 38 Page 8, line 35, delete "resources, and the" and insert "**resources**".

- 1 Page 8, line 36, delete "board, if applicable."
- 2 Page 8, line 36, delete "department" and insert "**board**".
- 3 Page 8, line 37, delete "commissioner" and insert "**board**".
- 4 Page 8, line 40, delete "commissioner" and insert "**board**".
- 5 Page 8, line 41, delete "department" and insert "**board**".
- 6 Page 9, line 2, delete "commissioner" and insert "**board**".
- 7 Page 9, line 5, delete "departmental" and insert "**board**".
- 8 Page 9, line 8, delete "department" and insert "**board**".
- 9 Page 9, line 10, delete "commissioner" and insert "**board**".
- 10 Page 9, line 11, delete "commissioner" and insert "**board**".
- 11 Page 9, line 15, delete "department" and insert "**board**".
- 12 Page 9, line 16, delete "department" and insert "**board**".
- 13 Page 9, line 18, delete "commissioner" and insert "**board**".
- 14 Page 9, line 20, delete "department" and insert "**board**".
- 15 Page 9, line 27, delete "department" and insert "**board**".
- 16 Page 9, line 32, delete "department review." and insert "**board**
- 17 **review.**".
- 18 Page 9, line 32, delete "The department " and insert "**The board**".
- 19 Page 9, line 33, delete "department" and insert "**board**".
- 20 Page 9, line 34, delete "department," and insert "**board, and**".
- 21 Page 9, line 35, delete "resources, and the board, if applicable." and
- 22 insert "**resources.**".
- 23 Page 9, line 36, delete "department" and insert "**board**".
- 24 Page 9, line 36, delete "commissioner" and insert "**board**".
- 25 Page 9, line 39, delete "commissioner" and insert "**board**".
- 26 Page 9, line 40, delete "department" and insert "**board**".
- 27 Page 9, line 42, delete "commissioner" and insert "**board**".
- 28 Page 10, line 4, delete "department" and insert "**board**".
- 29 Page 10, line 10, delete "department" and insert "**board**".
- 30 Page 10, line 21, delete "department" and insert "**board**".
- 31 Page 10, line 23, delete "department" and insert "**board**".
- 32 Page 10, line 26, delete "department shall maintain the following
- 33 classifications" and insert "**board shall, subject to rules, charge five**
- 34 **hundred dollars (\$500) for initial and renewal applications for the**
- 35 **registration of cervidae facilities.**".
- 36 Page 10, delete lines 27 through 32.
- 37 Page 10, line 33, delete "department" and insert "**board**".
- 38 Page 10, line 39, delete "department of agriculture," and insert

- 1 **"board,".**
- 2 Page 10, line 40, delete "to be deposited in the livestock promotion
- 3 fund".
- 4 Page 10, line 42, delete "natural resources, five percent (5%)" and
- 5 insert **"agriculture, twenty percent (20%) to be deposited in the**
- 6 **livestock promotion fund to be used to promote cervidae and**
- 7 **administer this chapter.".**
- 8 Page 11, delete lines 1 through 4.
- 9 Page 11, line 5, delete "(4)" and insert **"(3)"**.
- 10 Page 11, line 8, delete "department" and insert **"board"**.
- 11 Page 11, line 17, delete "department" and insert **"board"**.
- 12 Page 11, line 19, delete "department" and insert **"board"**.
- 13 Page 11, line 22, delete "department" and insert **"board"**.
- 14 Page 11, line 24, delete "department" and insert **"board"**.
- 15 Page 11, line 29, delete "classification." and insert **"classification or**
- 16 **a dramatic change in the business plan. The board shall provide the**
- 17 **modification application to the applicant and make the application**
- 18 **form available on the board's web site.".**
- 19 Page 11, delete lines 30 through 42.
- 20 Delete pages 12 through 14.
- 21 Page 15, delete line 1 through 9.
- 22 Page 15, line 10, delete "16." and insert **"10."**
- 23 Page 15, line 10, delete "commissioner" and insert **"board"**.
- 24 Page 15, line 15, delete "commissioner" and insert **"board"**.
- 25 Page 15, line 22, delete "commissioner shall enter into a
- 26 memorandum of " and insert **"board is responsible for investigating**
- 27 **violations of this chapter.".**
- 28 Page 15, delete lines 23 through 27.
- 29 Page 15, line 28, delete "17." and insert **"11."**
- 30 Page 15, line 36, delete "18." and insert **"12."**
- 31 Page 15, line 36, delete "department or" and insert **"board or"**.
- 32 Page 15, line 36, delete "department shall" and insert **"board shall"**.
- 33 Page 16, line 1, delete "commissioner" and insert **"board"**.
- 34 Page 16, line 7, delete "department" and insert **"board"**.
- 35 Page 16, line 9, delete "19." and insert **"13."**
- 36 Page 16, line 10, delete "department, commissioner, or".
- 37 Page 16, line 12, delete "commissioner's" and insert **"board's"**.
- 38 Page 16, line 14, delete "20." and insert **"14."**

- 1 Page 16, line 15, delete "department" and insert **"board"**.
- 2 Page 16, line 16, delete "if:" and insert **"if the applicant or**
- 3 **registrant fails to comply with this chapter or orders issued by the**
- 4 **board as a result of an administrative action or informal board**
- 5 **review conducted under this chapter."**.
- 6 Page 16, delete lines 17 through 27.
- 7 Page 16, line 28, delete "departmental" and insert **"board"**.
- 8 Page 16, line 29, delete "department" and insert **"board"**.
- 9 Page 16, line 31, delete "21." and insert **"15."**.
- 10 Page 16, line 31, delete "22" and insert **"16"**.
- 11 Page 16, line 34, delete "22." and insert **"16."**.
- 12 Page 16, line 40, delete "department" and insert **"board"**.
- 13 Page 17, line 3, delete "department" and insert **"board"**.
- 14 Page 17, line 10, delete "D felony." and insert **"B misdemeanor."**.
- 15 Page 17, line 11, delete "23." and insert **"17."**.
- 16 Page 17, line 11, delete "department" and insert **"board"**.
- 17 Page 17, line 13, delete "21" and insert **"15"**.
- 18 Page 17, line 14, delete "22" and insert **"16"**.
- 19 Page 17, line 16, delete "commissioner" and insert **"board"**.
- 20 Page 17, line 24, delete "commissioner" and insert **"board"**.
- 21 Page 17, line 29, delete "commissioner" and insert **"board"**.
- 22 Page 17, line 37, delete "24." and insert **"18."**.
- 23 Page 17, line 37, delete "commissioner" and insert **"board"**.
- 24 Page 17, after line 38, begin a new paragraph and insert:
- 25 **"Sec. 19. (a) As used in this section, "commercial channel of**
- 26 **trade" means any series of transactions leading directly from a**
- 27 **final producer of an agricultural commodity to the purchase of the**
- 28 **agricultural commodity by a processor.**
- 29 **(b) A fifteen dollar (\$15) fee shall be remitted to the board by**
- 30 **the seller of every cervidae that is one (1) year of age or older. A**
- 31 **five dollar (\$5) fee shall be remitted to the board by the seller of**
- 32 **every cervidae that is less than one (1) year of age.**
- 33 **(c) The proceeds from the fees described in subsection (b) must**
- 34 **be distributed in the following manner:**
- 35 **(1) Seventy five percent (75%) distributed to the board to be**
- 36 **used to administer this chapter.**
- 37 **(2) Twenty percent (20%) distributed to the department for**
- 38 **deposit in the livestock promotion fund to be used to promote**

1 cervidae and administer this chapter.

2 **(3) Five percent (5%) distributed to the commissioner to be**
3 **used by Indiana Deer and Elk Farmers Association under**
4 **IC 15-4-3.5 to promote and market cervidae.**

5 **(d) A final producer shall pay the fees described in subsection**
6 **(b) when the final producer places the agricultural commodity in**
7 **a commercial channel of trade.**

8 **Sec. 20. No provision of this chapter shall be construed to**
9 **restrict the board's authority under IC 15-2.1.**

10 SECTION 6. [EFFECTIVE UPON PASSAGE] **The Indiana state**
11 **board of animal health shall formulate proposed rules under**
12 **IC 4-22-2 not later than September 1, 2005, with respect to the**
13 **document described in IC 15-5-19-6, as added by this act, entitled**
14 **"Operational Standards for Registered Privately Owned Cervidae**
15 **Facilities".**

16 Renumber all SECTIONS consecutively.
 (Reference is to HB 1780 as introduced.)

and when so amended that said bill do pass.

Representative Gutwein